IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 7TH MARCH 2007 / 16TH PHALGUNA 1928

Crl.Rev.Pet.No. 911 of 2007()

CMP.5476/2006 of CHIEF JUDICIAL MAGISTRATE COURT, THODUPUZHA

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REVN. PETITIONER: COMPLAINANT

ABDUL KARIM, S/O. IBRAHIM,
AMBANAPILLIL VEEDU, KUMMAMKALLU KARA,
KARIKODU VILLAGE, THODUPUZHA TALUK.

BY ADV. SRI.SASTHAMANGALAM S. AJITHKUMAR
SRI.RENJITH B.MARAR
SRI.PRABHU VIJAYAKUMAR
SMT.LAKSHMI.N.KAIMAL

RESPONDENTS: ACCUSED & STATE

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1. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

2. K.T. SUNNY,
THEKKUMTHERUVIL VEEDU, AMMANAKARA BHAGOM,
KUTHATTUKULAM VILLAGE.

BY PUBLIC PROSECUTOR SRI.AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 07/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.911 of 2007

Dated this the 7th day of March, 2007

ORDER

Revision petitioner is the complainant in the proceedings initiated under Section 138 of the Negotiable Instruments Act. It is dismissed vide Section 204(4) of the Code of Criminal Procedure.

2. It is submitted by the revision petitioner that his absence was on account of wrong noting of the posting date by the concerned advocate clerk. In the circumstances, the order of the court below is set aside. The court below is directed to permit the petitioner to further pursue the matter. The revision petitioner shall appear before Chief Judicial Magistrate Court, Thodupuzha on 30.3.2007. Non bailable warrant, if any, pending shall be kept in abeyance till 30.3.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl